

Jones, Marilyn (OATH)

From: agencymail customercare
Sent: Wednesday, July 12, 2023 2:02 PM
To: OATHnewdate (OATH)
Subject: City of New York - Correspondence #1-1-9362769 OATHECB_NewDate

Below is the result of your feedback form. It was submitted by
() on Wednesday, July 12, 2023, at 02:01:15 PM

This form resides at
[hxxxs://www\[.\]nyc\[.\]gov/site/oath/clerks-office/request-to-reschedule-an-upcoming-hearing-online\[.\]page](https://www[.]nyc[.]gov/site/oath/clerks-office/request-to-reschedule-an-upcoming-hearing-online[.]page)

Summons Number: 000600438L

Summons Number 2:

Summons Number 3:

Summons Number 4:

Summons Number 5:

Summons Number 6:

Your First Name: Anthony

Your Last Name: Iannarelli

Doing Business As (DBA): As attorney for respondent Swing 46.

Address: c/o 349 West 46 Street

Apartment/Suite #:

City: New York (Manhattan)

State: NY

ZIP Code: 10036

Your Availability: I have been awaiting a phone to proceed at hearing since 9:30 a.m., Wednesday, July 12, 2023. If you are not going to proceed with the hearing today, please advise and reschedule as soon as possible. A.I.

New Hearing First Name: Anthony

New Hearing Last Name: Iannarelli

New Hearing Email: anilaw2@gmail.com

Phone: 212-431-1031

New Hearing Address: 74 Lafayette Avenue

New Hearing Apartment/Suite #: Suite 202, #116

New Hearing City: Suffern

New Hearing State: NY

New Hearing ZIP Code: 10901

Are you the named Respondent on the summons: No

Check the box that best describes who you are: Attorney

What is the name of the person who asked you to make this request: M. S. Akthar a/k/a John

What is that person's relationship to the named Respondent: Owner/Operator

Are you authorized to represent the Respondent: Yes

On what date did Respondent first learn about this ticket: Jun 15, 2023

How did the Respondent learn about the ticket: Via Mail

I Understand: Understood

Affirmation: Affirmed

Certification: Certified

HTTP_ADDR: 74.105.139.137, 23.194.131.63, 23.215.131.13, 10[.]138[.]109[.]84

REMOTE_HOST: apps[.]nyc[.]gov

HTTP_USER_AGENT: Mozilla/5.0 (Macintosh; Intel Mac OS X 10.15; rv:109.0) Gecko/20100101 Firefox/115.0

True-Client-IP: 74[.]105[.]139[.]137

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From: [Anthony Iannarelli](#)
To: [Manhattan, Remote \(OATH\); ClerksOffice](#)
Subject: [EXTERNAL] Summons 000600438L Swing
Date: Wednesday, July 12, 2023 2:07:47 PM

Some people who received this message don't often get email from anilaw2@gmail.com. [Learn why this is important](#)

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. Forward suspect email to phish@oti.nyc.gov as an attachment (Click the More button, then forward as attachment).

Hello, What is the status of today's hearing? (Wednesday, July 12, 2023.) I have been on standby since 9:30 a.m. awaiting a call to commence the hearing on behalf of my client. A. Iannarelli

--

Anthony N. Iannarelli Jr.
Attorney at Law

anilaw2@gmail.com

From: [Garcia, Imani \(OATH\)](#)
To: anilaw2@gmail.com
Subject: FW: [EXTERNAL] 0006004381 Swing 46
Date: Wednesday, July 12, 2023 9:21:52 AM
Attachments: [~WRD0001.jpg](#)
[image002.png](#)

Thank you for contacting the Clerk's Office.

In order to have a telephone hearing you must first request a telephone hearing.

Phone Instructions

OATH hearings are generally held by phone or by submitting a written defense online (if eligible – yours is not). To schedule hearings by phone, respondents and representatives are asked to email OATH at the hearing location listed on their summons **3 days before** the scheduled hearing date. If the hearing is within 3 business days, send the request ASAP to:

BRONX: RemoteBronx@oath.nyc.gov

BROOKLYN: RemoteBKLYN@oath.nyc.gov

MANHATTAN: RemoteManhattan@oath.nyc.gov

QUEENS: RemoteLIC@oath.nyc.gov

STATEN ISLAND: RemoteSI@oath.nyc.gov

Emails must include the following:

1. All summons numbers for the summonses you want to have a hearing by phone;
2. Respondent's name, as it appears on the summons(es);
3. If you are not the respondent named on the summons, tell us your relationship to respondent;
4. If you are a registered rep, you must also attach a copy of your authorization for each respondent.

After you contact us, OATH will then send you an email with the phone number and password (PIN) to use for your phone hearing. **If you do not receive this email from OATH by the morning of your hearing date, check your junk or spam folder and if you still do not find an OATH email then email: clerksoffice@oath.nyc.gov**

To request a hearing in-person at an OATH office, submit a request **at least** 5 business days before the hearing date to LiveHearings@oath.nyc.gov Please be aware that petitioners are not present at in person hearings, but instead participate by telephone.

If you or your representative do not participate in a hearing on or before your hearing date, or request a reschedule (if eligible), your case will go into default.

Please do not directly respond to this email. Responses must be sent to clerksoffice@oath.nyc.gov for a reply.

Regards,

I.Garcia

Post Hearing & Correspondence Clerk

Office of Administrative Trials and Hearings

New York, NY 10038

New Logo



From: Anthony Iannarelli <anilaw2@gmail.com>

Sent: Wednesday, July 12, 2023 9:13 AM

To: ClerksOffice <ClerksOffice@oath.nyc.gov>

Subject: [EXTERNAL] 000600438I Swing 46

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Hello, I am the attorney for Swing 46. I have previously contacted "OATH" to determine how the case will be proceeding today? I have not been sent neither a phone number to call in, nor a pin number. Please contact me to advise as to how we will be proceeding today, Wednesday, July 12, 2023. My cell phone number is [REDACTED]. Thank you. Anthony Iannarelli, Attorney at law of New York

--

Anthony N. Iannarelli Jr.

Attorney at Law

[REDACTED]

anilaw2@gmail.com

From: [Capers, Nadine \(OATH\)](#)
To: anilaw2@gmail.com
Subject: FW: [EXTERNAL] Summons 000600438L Swing
Date: Wednesday, July 12, 2023 2:19:34 PM
Attachments: [image001.png](#)

Thank you for contacting the Clerk's Office.

Your submission was received by OATH and is being processed. You will receive a reply in the mail. Please be patient.

For the latest information on your summons, use our website's "Summons Finder" feature which has the most accurate information on your summons. **Please check Summons Finder before emailing the Clerk's Office.** To access, please click on this link <http://a820-ecbticketfinder.nyc.gov/searchHome.action> and enter the summons # in the search box; utilizing the

number zero "0" in front of the actual sequence of numbers shown (for example): 012345678X.

If it has been more than 4 weeks and you do not see an update on your case in Summons Finder, please email the Clerk's Office.

Please do not directly respond to this email. Responses must be sent to clerksoffice@oath.nyc.gov for a reply.

Regards,

Nadine Capers

Community Service Aide

Office of Administrative Trials and Hearings, Clerks Office

66 John Street, 10th Floor

New York, NY 10038

New Logo



From: Anthony Iannarelli <anilaw2@gmail.com>

Sent: Wednesday, July 12, 2023 2:08 PM

To: Manhattan, Remote (OATH) <RemoteManhattan@oath.nyc.gov>; ClerksOffice <ClerksOffice@oath.nyc.gov>

Subject: [EXTERNAL] Summons 000600438L Swing

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Hello, What is the status of today's hearing? (Wednesday, July 12, 2023.) I have been on standby since 9:30 a.m. awaiting a call to commence the hearing on behalf of my client. A. Iannarelli

--

Anthony N. Iannarelli Jr.

Attorney at Law



anilaw2@gmail.com



OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS
Hearings Division

66 John Street
10th Floor
New York, NY 10038
1-844-OATH-NYC

June 2nd, 2023

Anthony Iannarelli Jr.



Re: Summons number: 000600438L

Dear Respondent,

Your hearing date is: 07/12/23

This notice is to alert you that OATH is in receipt of your submission.
However, this violation does not qualify for an online/mail hearing. Please email a week before your hearing date: RemoteManhattan@oath.nyc.gov in order to be scheduled for a remote hearing. Your original submission is attached.

Thank You.

Office of Administrative Trails and Hearings
Remote Adjudication Unit
66 John Street, 10th Floor
New York, NY 10038
(212)-436-0777 / (212)-436-0817

OFFICE OF ADMINISTRATIVE
TRIALS & HEARING

New York City Department of
Environmental Protection,
Plaintiff,

v.

Swing 46,
Respondent

MAY 30 2023

SUMMONS #s 0000600438L, DNG
000600396M, 00028118N, &
0060695M

To: HON. HEARING OFFICER
NEW YORK CITY OFFICE
OF TRIALS AND HEARINGS
66 JOHN STREET, 10TH FLOOR
NEW YORK, NY 10036

Pursuant to the Administrative Code of the City of New York,
Sections § 1-101 *et seq.*, along with all federal and state statutory
and constitutional safeguards, Respondent pleads as follows:

1. NOTICE OF APPEARANCE AND DENIAL OF ALL ALLEGATIONS

PLEASE TAKE NOTICE that Anthony N. Iannarelli Jr., an Attorney at
Law of New York, appears in behalf of Respondent Swing 46, 349 West
46th Street, New York, NY 10036 and enters in its behalf a denial of each
and every allegation contained within the above captioned matter and as
alleged by Plaintiff Department of Environmental Protection.

Kindly send all correspondence to the undersigned's address as
appearing below. Alternatively, counsel will consent to delivery of any
material related to this matter by email at: anilaw2@gmail.com.

2. REQUEST FOR DISCOVERY

PLEASE TAKE NOTICE Respondent requests discovery, inclusive of
any and all videotapes, lab reports/results, photographs, signed
affirmation or affidavits, witness statements, police reports, Department of

Environmental Protection reports, notes taken by civilian and/or government employees, and any other relevant material in this matter.

Respondent also requests the names, addresses, and phone numbers, along with email addresses, of any witnesses or persons, having information related to these summonses, that are known to Plaintiff. If unknown to Plaintiff, Respondent requests that Plaintiff conducts a diligent search for the information.

Respondent also requests records pertaining to any payments, or promise of payments, made to civilians by Plaintiff in exchange for assistance in prosecuting the summons herein, or any other summons, within the Borough of Manhattan.

This is a continuing demand in that any material discovered subsequent to this request, that material shall be immediately turned over to Respondent. If Plaintiff fails to do so, Respondent will move for preclusion at hearing or trial.

3. NOTICE OF MOTION TO CONSOLIDATE ALL MATTERS

PLEASE TAKE NOTICE that the undersigned will move in Respondent's behalf, on a date to be set by the Office of Administrative Trials and Hearing, for a hearing to consolidate all matters, including any that may be unknown to Respondent, into one hearing date and time. This request is made so that an undue burden is not imposed upon Respondent, and to save time and resources of the Office of Hearing and Trials.

4. NOTICE OF MOTION TO SUPPRESS EVIDENCE

PLEASE TAKE NOTICE that the undersigned will move in Respondent's behalf, on a date to be set by the Office of Administrative Trials and Hearings, for a hearing on Respondent's request to suppress any evidence Plaintiff intends on offering at a hearing or trial.

Dated: May 12, 2023

Respectfully submitted,
Anthony M. Iannarelli Jr.

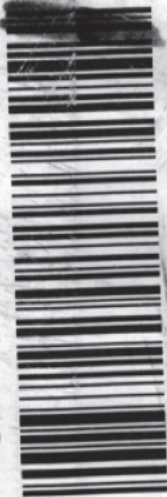
Anthony N. Iannarelli Jr.
Attorney for Respondent
74 Lafayette Avenue
Suite 202 #116
Suffern, NY 10901
212-431-1031
Anilaw2@gmail.com

Cc: Department of Environmental Protection

PRIORITY MAIL

EXPECTED DELIVERY DAY: 05/16/23

USPS TRACKING® #



9505 5158 4607 3135 6745 27

Mr. Anthony Iannacelli



RDC 20



10036

U.S. POSTAGE PAID
PM WYCKOFF, NJ
07481
MAY 15, 23
AMOUNT

\$9.65

R2303S\$101202-33

Hon. Hearing Officer
NYC Office of Trade Hearings
66 John Street, 10th floor
New York, NY 10038

For international shipments, the maximum weight is 4 lbs.

EP14H August 2020 Outer Dimension: 10 x 5